

Notice of Allowability

Application No.

09/534,403

Examiner

Adnan M. Mirza

Applicant(s)

MINAKUCHI ET AL.

Art Unit

2145

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 09/07/2007.
2. ☒ The allowed claim(s) is/are 2-4, 6, 12, 13, 18 and 912.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


JASON CARDONE
SUPERVISORY PATENT EXAMINER

Reasons For Allowance

1. Claims 2-4,6,9,12,13 and 18 have been allowed.

2. The following is an examiner's statement for allowance:

The prior art references most closely resembling the applicant's claimed invention are Yao et al (U.S. 5,938,734), Ueno et al (U.S. 6,438,596) and Kanazawa (U.S. 6,580,870).

First Yao disclosed realizing a supply of real-time stream data with different data rates by a scheduling scheme using constant time-slot interval and transfer start timing period. However Yao did not disclose, "wherein the distribution instruction comprises editing the content of the real-time reproducible stream information reducing a display size of the content, based upon the traffic volume on the network and/or the processing capacity of the receiving device " (claim 18).

Second Ueno disclosed, " communication-network-resources management control" failed to disclose "wherein the distribution instruction comprises editing the content of the real-time reproducible stream information reducing a display size of the content, based upon the traffic volume on the network and/or the processing capacity of the receiving device " (claim 18).

Third Kanazawa also failed to disclose, "wherein the distribution instruction comprises editing the content of the real-time reproducible stream information reducing a display size of the

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content, based upon the traffic volume on the network and/or the processing capacity of the receiving device ” (claim 18).

In summary, the Examiner submits that there is no motivation to combine the aforementioned references; Therefore claims 2-4,6,9,12,13 and 18 deemed allowable over the prior art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “ Comments on Statement of Reasons for Allowance.”

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Adnan Mirza whose telephone number is (571) 272-3885. The examiner can normally be reached on Monday through Friday from 9:30 A.M. to 5:30 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor Jason Cardone, can be reached on (571) 272-3933. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.


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